

THE HONORABLE MICHELLE L. PETERSON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DOMINIC MAYHALL, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

AMAZON WEB SERVICES, INC. and
AMAZON.COM, INC.,

Defendants.

Case No.: C21-1473-TL-MLP

**STIPULATED MOTION REGARDING
BRIEFING OF DEFENDANTS' MOTION
TO DISMISS THE AMENDED
COMPLAINT AND ORDER**

**NOTE ON MOTION CALENDAR:
FEBRUARY 28, 2024**

In accordance with Local Civil Rules 7(d)(1) and 10(g), Plaintiff Dominic Mayhall ("Plaintiff") and Defendants Amazon Web Services, Inc. and Amazon.com, Inc. (collectively, "Defendants," and together with Plaintiff, the "Parties"), by and through their undersigned counsel, jointly submit the following Stipulated Motion and request the Court enter an Order consistent with this Stipulated Motion:

1. On January 25, 2024, Plaintiff filed a Motion for Leave to File First Amended Complaint (Dkt. No. 64).

2. On February 5, 2024 the Court entered a Joint Stipulated Motion, in which Defendants agreed not to oppose Plaintiff's Motion for Leave, and the Parties agreed to extend the deadline for Plaintiff's expected Motion for Class Certification until 75 days after resolution of Defendants' anticipated Motion to Dismiss.

3. Plaintiff's Amended Complaint was filed on February 16, 2024 (Dkt. No. 72.)

4. Defendants intend to move to dismiss Plaintiff's Amended Complaint. Pursuant to Local Civil Rule 12(a), Defendants' deadline to serve a responsive pleading is March 1, 2024.

5. The Parties have met and conferred regarding a briefing schedule to accommodate competing deadlines and anticipated travel. The parties request the Court enter a stipulated briefing schedule as follows:

EVENT	PROPOSED DATE
Defendants' Motion to Dismiss the Amended Complaint	March 15, 2024
Plaintiff's Response to Defendants' Motion to Dismiss	April 19, 2024
Defendants' Reply in Support of Motion to Dismiss	May 6, 2024

6. Good cause exists to enter the stipulated briefing schedule in light of the Parties' competing deadlines in other matter and anticipated travel conflicts. The parties have not previously sought any extension in this motion sequence. An extension will not cause undue delay or prejudice to other parties. Because the deadline for Plaintiff's Motion for Class Certification is determined by the resolution of Defendants' Motion to Dismiss, this briefing extension will not require any additional modifications to the current case schedule.

WHEREFORE, the Parties jointly request that the Court modify the Scheduling Order as set forth above and grant such other or further relief as the Court deems just and proper.

DATED this 28th day of February, 2024.

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/s/ Cecily C. Jordan

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Attorneys for Defendants

1 **IT IS SO ORDERED.**

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3 Dated this 1st day of March, 2024.

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7 MICHELLE L. PETERSON
8 United States Magistrate Judge

9 Presented by:

10 TOUSLEY BRIAN STEPHENS PLLC

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12 s/ Cecily C. Jordan

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